

United States Bankruptcy Court  
Northern District of California

In re:  
Kenneth Allen McGuire  
Debtor

Case No. 20-10156-DM  
Chapter 13

**CERTIFICATE OF NOTICE**

District/off: 0971-1

User: dstaples  
Form ID: 309I

Page 1 of 1  
Total Noticed: 17

Date Rcvd: Mar 06, 2020

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Mar 08, 2020.

db +Kenneth Allen McGuire, 1949 Kirkhill St, Santa Rosa, CA 95403-2489  
tr +David Burchard, P.O. Box 8059, Foster City, CA 94404-8059  
ust +Office of the U.S. Trustee / SR, Office of the United States Trustee,  
Phillip J. Burton Federal Building, 450 Golden Gate Ave. 5th Fl., #05-0153,  
San Francisco, CA 94102-3661  
15133808 +AWA Collections, Adler Walach Associates Inc., 1045 W. Katella Ave.,  
Orange, CA 92867-3561  
15133814 +City of Santa Rosa, 69 Stony Circle., Santa Rosa, CA 95401-9506  
15133811 +Kaiser Medical Center, 3600 Broadway, Oakland, CA 94611-5730  
15133804 +Mr. Cooper, 2763 Camino Del Rio South, San Diego, CA 92108-3708  
15133803 +Nationstar Mortgage LLC, 2763 Camino Del Rio South, San Diego, CA 92108-3708  
15133807 +Palmer Systems Inc, 2455 Bennett Valley Rd #C125, Santa Rosa, CA 95404-5663  
15133806 Real Time Resolutions, Inc., PO Box 619063, Dallas, TX 75261-9063  
15133813 +Recology Inc., 50 California Street, 24th Floor, San Francisco, CA 94111-4796  
15133810 +St Joseph Health, 1165 Montgomery Drive, Santa Rosa, CA 95405-4801

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
smg EDI: EDD.COM Mar 07 2020 07:48:00 CA Employment Development Dept.,  
Bankruptcy Group MIC 92E, P.O. Box 826880, Sacramento, CA 94280-0001

smg EDI: CALTAX.COM Mar 07 2020 07:53:00 CA Franchise Tax Board, Bankruptcy Group,  
P.O. Box 2952, Sacramento, CA 95812-2952  
15133805 +E-mail/Text: ECMBKMail@Caliberhomeloans.com Mar 07 2020 03:55:04 Caliber Home Loans Inc.,  
13801 Wireless Way, Oklahoma City, OK 73134-2500  
15133809 +EDI: CAPITALONE.COM Mar 07 2020 07:48:00 Capital One Bank USA, 4851 Cox Road,  
Glen Allen, Virginia 23060-6293  
15133812 +EDI: VERIZONCOMB.COM Mar 07 2020 07:48:00 Verizon Wireless, 140 West Street.,  
New York, NY 10007-2123

TOTAL: 5

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Mar 08, 2020

Signature: /s/Joseph Speetjens

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**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on March 5, 2020 at the address(es) listed below:

David Burchard TESTECF@burchardtrustee.com, dburchard13@ecf.epiqsystems.com  
Office of the U.S. Trustee / SR USTPRegion17.SF.ECF@usdoj.gov

TOTAL: 2

**Information to identify the case:**

Debtor 1	<b>Kenneth Allen McGuire</b>	Social Security number or ITIN	<b>xxx-xx-1687</b>
	First Name Middle Name Last Name	EIN	__-_____-
Debtor 2 (Spouse, if filing)	First Name Middle Name Last Name	Social Security number or ITIN	____-
		EIN	__-_____-
United States Bankruptcy Court	<b>California Northern Bankruptcy Court</b>	Date case filed for chapter	<b>13 3/4/20</b>
Case number:	<b>20-10156 DM 13</b>		

**Official Form 309I****Notice of Chapter 13 Bankruptcy Case**

12/17

**For the debtors listed above, a case has been filed under chapter 13 of the Bankruptcy Code. An order for relief has been entered.**

**This notice has important information about the case for creditors, debtors, and trustees, including information about the meeting of creditors and deadlines. Read both pages carefully.**

The filing of the case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the debtors, the debtors' property, and certain codebtors. For example, while the stay is in effect, creditors cannot sue, garnish wages, assert a deficiency, repossess property, or otherwise try to collect from the debtors. Creditors cannot demand repayment from debtors by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney's fees. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although debtors can ask the court to extend or impose a stay.

Confirmation of a chapter 13 plan may result in a discharge. Creditors who assert that the debtors are not entitled to a discharge under 11 U.S.C. § 1328(f) must file a motion objecting to discharge in the bankruptcy clerk's office within the deadline specified in this notice. Creditors who want to have their debt excepted from discharge may be required to file a complaint in the bankruptcy clerk's office by the same deadline. (See line 13 below for more information.)

To protect your rights, consult an attorney. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below or through PACER (Public Access to Court Electronic Records at [www.pacer.gov](http://www.pacer.gov)).

**The staff of the bankruptcy clerk's office cannot give legal advice.**

**To help creditors correctly identify debtors, debtors submit full Social Security or Individual Taxpayer Identification Numbers, which may appear on a version of this notice. However, the full numbers must not appear on any document filed with the court.**

**Do not file this notice with any proof of claim or other filing in the case. Do not include more than the last four digits of a Social Security or Individual Taxpayer Identification Number in any document, including attachments, that you file with the court.**

	About Debtor 1:	About Debtor 2:
<b>1. Debtor's full name</b>	Kenneth Allen McGuire	
<b>2. All other names used in the last 8 years</b>		
<b>3. Address</b>	1949 Kirkhill St Santa Rosa, CA 95403	
<b>4. Debtor's attorney</b> Name and address	Kenneth Allen McGuire 1949 Kirkhill St Santa Rosa, CA 95403	Contact phone _____
<b>5. Bankruptcy trustee</b> Name and address	David Burchard P.O. Box 8059 Foster City, CA 94404	Contact phone (650) 345-7801
<b>6. Bankruptcy clerk's office</b> Documents in this case may be filed at this address. You may inspect all records filed in this case at this office or online at <a href="http://www.pacer.gov">www.pacer.gov</a> .	99 South "E" Street Santa Rosa, CA 95404	Hours open: 9:00 am to 4:30 pm, Monday – Friday Contact phone 707-547-5900 Date: 3/6/20

**For more information, see page 2**

**7. Meeting of creditors**

Debtors must attend the meeting to be questioned under oath. In a joint case, both spouses must attend. Creditors may attend, but are not required to do so.

**April 7, 2020 at 01:00 PM**

The meeting may be continued or adjourned to a later date. If so, the date will be on the court docket.

**Location:**

**Office of the U.S. Trustee, 777 Sonoma Ave.  
#116, Santa Rosa, CA 95404**

**Important Notice to Individual Debtors:** The United States Trustee requires all debtors who are individuals to provide government-issued photo identification and proof of social security number to the trustee at the meeting of creditors. If a debtor fails to appear, your case may be dismissed without further notice.

**8. Deadlines**

The bankruptcy clerk's office must receive these documents and any required filing fee by the following deadlines.

**Deadline to file a complaint to challenge****dischargeability of certain debts: You must file:**

- a motion if you assert that the debtors are not entitled to receive a discharge under U.S.C. § 1328(f),  
or
- a complaint if you want to have a particular debt excepted from discharge under 11 U.S.C. § 523(a)(2) or (4).

**Filing deadline: 6/8/20**

**Deadline for all creditors to file a proof of claim (except governmental units):**

**Filing deadline: 5/13/20**

**Deadline for governmental units to file a proof of claim:**

**Filing deadline: 8/31/20**

For a bankruptcy case pending in the Northern District of California, a Proof of Claim may be filed electronically online at [www.canb.uscourts.gov](http://www.canb.uscourts.gov). In the Quick Links section, click on "File an Electronic Proof of Claim."

**Deadlines for filing proof of claim:**

A proof of claim is a signed statement describing a creditor's claim. A proof of claim form may be obtained at [www.uscourts.gov](http://www.uscourts.gov) or any bankruptcy clerk's office.

If you do not file a proof of claim by the deadline, you might not be paid on your claim. To be paid, you must file a proof of claim even if your claim is listed in the schedules that the debtor filed. Secured creditors retain rights in their collateral regardless of whether they file a proof of claim. Filing a proof of claim submits the creditor to the jurisdiction of the bankruptcy court, with consequences a lawyer can explain. For example, a secured creditor who files a proof of claim may surrender important nonmonetary rights, including the right to a jury trial.

**Deadline to object to exemptions:**

The law permits debtors to keep certain property as exempt. If you believe that the law does not authorize an exemption claimed, you may file an objection.

**Filing deadline:** 30 days after the conclusion of the meeting of creditors

**9. Filing of plan, Hearing on Plan Confirmation**

If the debtor has already filed a proper Chapter 13 Plan, the Plan is enclosed. If the debtor has not yet filed a proper Chapter 13 Plan, the Plan will be sent separately. The hearing on confirmation will be held: **5/13/20 at 01:00 PM**, Location: **U.S. Bankruptcy Court, Courtroom, 99 South E St., Santa Rosa, CA 95404**. The case is subject to dismissal, without further notice, upon failure of the debtor to commence making payments called for in the plan, not later than 30 days after the date of the filing of the plan or the order for relief, whichever is earlier. At the confirmation hearing the court may dismiss or convert the case or continue the hearing without prior notice upon a determination the debtor(s) is unable to present a feasible plan. Written objections to confirmation of the plan must be filed with the court on or before the date stated above for the Meeting of Creditors and served upon the trustee, Debtor(s), and Debtors' Attorney.

**10. Creditors with a foreign address**

If you are a creditor receiving a notice mailed to a foreign address, you may file a motion asking the court to extend the deadline in this notice. Consult an attorney familiar with United States bankruptcy law if you have any questions about your rights in this case.

**11. Filing a chapter 13 bankruptcy case**

Chapter 13 allows an individual with regular income and debts below a specified amount to adjust debts according to a plan. A plan is not effective unless the court confirms it. You may object to confirmation of the plan and appear at the confirmation hearing. A copy of the plan, if not enclosed, will be sent to you later, and if the confirmation hearing is not indicated on this notice, you will be sent notice of the confirmation hearing. The debtor will remain in possession of the property and may continue to operate the business, if any, unless the court orders otherwise.

**12. Exempt property**

The law allows debtors to keep certain property as exempt. Fully exempt property will not be sold and distributed to creditors, even if the case is converted to chapter 7. Debtors must file a list of property claimed as exempt. You may inspect that list at the bankruptcy clerk's office or online at [www.pacer.gov](http://www.pacer.gov). If you believe that the law does not authorize an exemption that debtors claimed, you may file an objection by the deadline.

**13. Discharge of debts**

Confirmation of a chapter 13 plan may result in a discharge of debts, which may include all or part of a debt. However, unless the court orders otherwise, the debts will not be discharged until all payments under the plan are made. A discharge means that creditors may never try to collect the debt from the debtors personally except as provided in the plan. If you want to have a particular debt excepted from discharge under 11 U.S.C. § 523(a)(2) or (4), you must file a complaint and pay the filing fee in the bankruptcy clerk's office by the deadline. If you believe that the debtors are not entitled to a discharge of any of their debts under 11 U.S.C. § 1328(f), you must file a motion by the deadline.